

1 KEVIN V. RYAN  
United States Attorney

2 CHARLES M. O'CONNER (CA State Bar No. 56320)  
3 Assistant United States Attorney  
4 450 Golden Gate Ave., 10th Floor  
San Francisco, California 94102  
Tel: (415) 436-7180

5 SUE ELLEN WOOLDRIGE  
6 Assistant Attorney General  
Environment and Natural Resources Division

7 LILY N. CHINN (CA State Bar No. 203173)  
8 Trial Attorney  
U.S. Department of Justice  
9 Environmental Defense Section  
P.O. Box 23986  
10 Washington, D.C. 20026-3986  
Tel: (202) 514-0135  
11 Fax: (202) 514-8865  
Email: [lily.chinn@usdoj.gov](mailto:lily.chinn@usdoj.gov)

12  
13 ATTORNEYS FOR DEFENDANTS

14  
15 IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17  
18 BAYKEEPER, HUMBOLDT  
19 BAYKEEPER, ECOLOGICAL RIGHTS  
FOUNDATION, and COMMUNITIES FOR  
A BETTER ENVIRONMENT,

20 Plaintiffs,

21 v.

22  
23 UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, STEPHEN L.  
24 JOHNSON, as Administrator of the United  
States Environmental Protection Agency,  
25 WAYNE NASTRI, as Regional  
Administrator of the United States  
26 Environmental Protection Agency, Region 9,

27 Defendants.  
28

Case No. C 06-5611 CRB

**STIPULATED REQUEST FOR AN  
ORDER ENLARGING TIME FOR  
EPA TO RESPOND TO  
PLAINTIFFS' MOTION FOR  
SUMMARY JUDGMENT**

1 WHEREAS, Plaintiffs filed a motion for summary judgment on November 8, 2006 in this  
2 case and noticed it for hearing on December 15, 2006;

3 WHEREAS, EPA has requested additional time to prepare its response to Plaintiffs'  
4 motion for summary judgment in light of the fact that the undersigned attorney for EPA and her  
5 agency counsel have conflicts with other work-related duties and the fact that two federal  
6 holidays (Veteran's Day and Thanksgiving) fall within EPA's response period;

7 NOW, THEREFORE, the parties have agreed to extend the briefing schedule as indicated  
8 below and request that the Court issue an order as follows:

9 1. Defendants' response to Plaintiffs' motion for summary judgment shall be filed  
10 no later than November 30, 2006.

11 2. Plaintiffs' reply brief shall be filed no later than December 5, 2006.

12 3. The hearing on the Plaintiffs' motion for summary judgment will remain on  
13 calendar for December 15, 2006 at 10:00 a.m.

14  
15 Respectfully submitted,

16 Dated: November 13, 2006

17 FOR PLAINTIFFS:

/s/ Christopher Sproul  
CHRISTOPHER SPROUL  
Environmental Advocates  
5135 Anza Street  
San Francisco, CA 94121

20 FOR DEFENDANTS:

21 KEVIN V. RYAN  
United States Attorney  
  
22 SUE ELLEN WOOLDRIDGE  
Assistant Attorney General  
23 Environment & Natural Resources Division

24 /s/ Lily N. Chinn<sup>1/</sup>  
LILY N. CHINN  
25 Trial Attorney  
United States Department of Justice  
26

27 <sup>1/</sup> As the filing attorney, I, Lily N. Chinn, attest that Plaintiffs' attorney, Christopher  
28 Sproul, finds the contents of this filed document acceptable and has given me permission to  
electronically file this stipulated motion on his behalf.

Environmental Defense Section  
P.O. Box 23986  
Washington, D.C. 20026-3986

It is so ordered.

DATED: November 15, 2006

HON. CHARLES BREYER  
United States District Court

